

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 58th LEGISLATURE - REGULAR SESSION

COMMITTEE ON TAXATION

Call to Order: By **CHAIRMAN DANIEL FUCHS**, on April 11, 2003 at 8:07 A.M., in Room 152 Capitol.

ROLL CALL

Members Present:

Rep. Daniel Fuchs, Chairman (R)
Rep. Ronald Devlin, Vice Chairman (R)
Rep. Ron Erickson, Vice Chairman (D)
Rep. Joan Andersen (R)
Rep. Joe Balyeat (R)
Rep. Gary Branae (D)
Rep. Eileen J. Carney (D)
Rep. Jill Cohenour (D)
Rep. Larry Cyr (D)
Rep. Gary Forrester (D)
Rep. Kim Gillan (D)
Rep. Verdell Jackson (R)
Rep. Bob Lake (R)
Rep. Carol Lambert (R)
Rep. Jesse Laslovich (D)
Rep. Jim Peterson (R)
Rep. John (Jack) W. Ross (R)
Rep. Karl Waitschies (R)

Members Excused: None.

Members Absent: None.

Staff Present: Kathleen Ely, Committee Secretary
Jeff Martin, Legislative Branch

Video-taped Committee: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. A video-taped recording of the meeting is available from the Montana Historical Society. THE TIME STAMP REPRESENTS ELAPSED TIME.

Committee Business Summary:

Hearing & Date Posted: SB 484, 4/4/2003; SB 487, 4/4/2003
Executive Action: SB 461, BE CONCURRED IN AS AMENDED,
18-0
SB 474, BE CONCURRED IN AS AMENDED,
11-7
SB 487, BE CONCURRED IN, 18-0
SB 475, TABLED
SB 484, BE CONCURRED IN, 10-7

HEARING ON SB 484

Opening Statement by Sponsor:

01:00 SEN. MANGAN, SD 23 -- Short Title: Empowering zone
financing act.

Proponents' Testimony:

06:00 Ronda Carpenter, Great Falls Chamber of Commerce

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

09:00

Closing by Sponsor:

30:00

HEARING ON SB 487

Opening Statement by Sponsor:

32:00 SEN. PEASE, SD 3 -- Short Title: Revise laws related to
wind energy taxation and economic development.

Proponents' Testimony:

35:00 James Carkulis, Exergy Development Group

EXHIBIT(tah78a01)

EXHIBIT(tah78a02)

40:00 Tom Daubert, Navitas Energy

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

42:00

50:00 Dallas Reese, Department of Revenue

Closing by Sponsor:

30:00

9:16 a.m. Break

10:32 a.m. Resume

EXECUTIVE ACTION ON SB 461

Motion: REP. ERICKSON moved that SB 461 BE CONCURRED IN.

EXHIBIT (tah78a03)

EXHIBIT (tah78a04)

Motion: REP. DEVLIN moved that SB 461 BE AMENDED.

EXHIBIT (tah78a05)

Discussion:

2:28:00

2:35:00 Brad Simshaw, Department of Revenue

Vote: Motion carried unanimously 18-0 by voice vote.

Motion: REP. ERICKSON moved that SB 461 BE CONCURRED IN AS AMENDED.

Motion: REP. JACKSON moved that SB 461 BE AMENDED.

EXHIBIT (tah78a06)

EXHIBIT (tah78a07)

EXHIBIT (tah78a08)

Discussion:

2:43:00

Vote: Motion failed 2-16 with REPS. FUCHS and JACKSON voting aye by roll call vote.

Motion: REP. DEVLIN moved that SB 461 BE CONCURRED IN AS AMENDED.

Motion/Vote: REP. PETERSON moved that SB 461 BE AMENDED. Motion carried 14-4 with REPS. CYR, FORRESTER, FUCHS, and LASLOVICH voting no by roll call vote.

EXHIBIT (tah78a09)

Motion/Vote: REP. DEVLIN moved that SB 461 BE CONCURRED IN AS AMENDED. Motion carried unanimously by roll call vote. REP. DEVLIN will carry SB 461.

EXECUTIVE ACTION ON SB 474

Motion: REP. GILLAN moved that SB 474 BE CONCURRED IN.

Motion/Vote: REP. COHENOUR moved that SB 474 BE AMENDED. Motion failed 7-11 with REPS. BRANAE, CARNEY, COHENOUR, CYR, ERICKSON, FUCHS, and LASLOVICH voting aye by roll call vote.

EXHIBIT(tah78a10)

Motion/Vote: REP. DEVLIN moved that SB 474 BE AMENDED. Motion carried 10-8 with REPS. ANDERSEN, BRANAE, CARNEY, COHENOUR, CYR, ERICKSON, GILLAN, and LASLOVICH voting no by roll call vote.

EXHIBIT(tah78a11)

Motion/Vote: REP. DEVLIN moved that SB 474 BE CONCURRED IN AS AMENDED. Motion passed 11-7 with REPS. BRANAE, CARNEY, COHENOUR, CYR, ERICKSON, GILLAN, and LASLOVICH voting no by roll call vote.

EXECUTIVE ACTION ON SB 487

Motion/Vote: REP. ERICKSON moved that SB 487 BE CONCURRED IN AS AMENDED. Motion carried unanimously 18-0 by voice vote.

EXECUTIVE ACTION ON SB 475

Motion: REP. ERICKSON moved that SB 475 BE CONCURRED IN.

Motion/Vote: REP. ERICKSON moved that SB 475 BE AMENDED. Motion carried unanimously 18-0 by voice vote.

EXHIBIT(tah78a12)

Motion: REP. ERICKSON moved that SB 475 BE CONCURRED IN AS AMENDED.

Motion/Vote: REP. ERICKSON moved that SB 475 BE AMENDED. Motion carried unanimously 18-0 by voice vote.

EXHIBIT(tah78a13)

Motion: REP. ERICKSON moved that SB 475 BE CONCURRED IN AS AMENDED.

Motion/Vote: REP. ERICKSON moved that SB 475 BE AMENDED. Motion carried unanimously 18-0 by voice vote.

EXHIBIT(tah78a14)

Motion/Vote: REP. ERICKSON moved that SB 475 BE CONCURRED IN AS AMENDED. Motion failed 3-15 with REPS. CARNEY, ERICKSON, and

LASLOVICH voting aye by roll call vote. CHAIRMAN FUCHS ruled that THE VOTE BE REVERSED and SB 475 TABLED.

EXECUTIVE ACTION ON SB 484

Motion: REP. ERICKSON moved that SB 484 BE CONCURRED IN AS AMENDED. Motion carried 12-6 with REPS. BALLYEAT, CYR, FUCHS, JACKSON, ROSS, and WAITSCHIES voting no by roll call vote.

EXECUTIVE ACTION ON SB 473

Motion/Vote: REP. DEVLIN moved that SB 473 BE TABLED. Motion carried 10-7 with REPS. BRANAE, CARNEY, CYR, ERICKSON, FORRESTER, GILLAN, and LASLOVICH voting no by roll call vote.

Motion/Vote: REP. ERICKSON moved that SB 473 BE CONCURRED IN. Motion failed 9-9 with REPS. BRANAE, CARNEY, COHENOUR, CYR, ERICKSON, FORRESTER, GILLAN, LAMBERT, and LASLOVICH voting aye by roll call vote.

ADJOURNMENT

Adjournment: 12:54 P.M.

REP. DANIEL FUCHS, Chairman

KATHLEEN ELY, Secretary

DF/KE

EXHIBIT (tah78aad)